

A RESOLUTION BY

THE TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AND EXECUTE A AGREEMENT WITH THE TRANSPORTATION SECURITY ADMINISTRATION FOR THE AIRPORT FIRE DIVISION TO RESPOND TO HAZARDOUS MATERIALS EMERGENCIES AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") owns and operates Hartsfield-Jackson Atlanta International Airport ("Airport"); and

WHEREAS, the Transportation Security Administration ("TSA") operates out of the Airport as a Federal Large Quantity Generator of hazardous waste; and

WHEREAS, the Code of Federal Regulations, Chapter 40, Part 265.37 requires TSA to attempt to make arrangements with fire departments to familiarize the departments with the layout of the facility, properties of hazardous waste handled at the facility and associated hazards, places where facility personnel would normally be working, entrances to roads inside the facility, and possible evacuation routes; and

WHEREAS, the Code of Federal Regulations, Chapter 40, Part 265.37 requires TSA to attempt to enter into agreements designating primary emergency authority to a specific fire department; and

WHEREAS, TSA requested the City of Atlanta's Airport Fire Division to enter into an agreement to meet the requirements of the Code of Federal Regulations, Chapter 40, Part 265.37 "Arrangements With Local Authorities"; and

WHEREAS, the Airport Fire Division is capable of handling Level 1 hazardous material emergencies at the Airport; and

WHEREAS, the Aviation General Manager has determined that it is in the best interest of the Airport to work with TSA and handle Level 1 hazardous material emergencies by entering into an agreement with TSA.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor is hereby authorized to execute on behalf of the City of Atlanta, Georgia, an Agreement with the Transportation Security Administration ("TSA") showing arrangements have been made with the City of Atlanta's Airport Fire Division to provide response to Level 1 hazardous materials emergencies at Hartsfield-Jackson Atlanta International Airport ("Airport").

BE IT FURTHER RESOLVED, that the City Attorney is hereby directed to prepare an appropriate Agreement for execution by the Mayor, to be approved as to form by the City Attorney.

BE IT FINALLY RESOLVED, that said Agreement shall not become binding upon the City and the City shall incur no liability upon same until such Agreement has been executed by the Mayor, attested to by the Municipal Clerk, and delivered to TSA .

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Transportation Committee

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AND EXECUTE A AGREEMENT WITH THE TRANSPORTATION SECURITY ADMINISTRATION FOR THE AIRPORT FIRE DIVISION TO RESPOND TO HAZARDOUS MATERIALS EMERGENCIES AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT AND FOR OTHER PURPOSES.

Council Meeting Date: February 15, 2010

Requesting Dept.: Fire Rescue

FAC Confirmed by:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of the legislation is to enter into and execute a agreement between the Transportation Security Administration and the Department of Fire Rescue's Airport Division to respond to hazardous material incidents at Hartsfield-Jackson Atlanta International Airport.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

The Transportation Security Administration (TSA) operates out of the Hartsfield-Jackson Atlanta International Airport (HJAIA) and generates large quantities of hazardous material waste. The Code of Federal Regulations, Chapter 40, Part 265.37 requires TSA to attempt to enter into a agreement designated primary emergency authority. The City of Atlanta's Airport Fire Division are capable of handling Level 1 hazardous material emergencies and the Aviation General Manager has determined that it is in the best interest of HJAIA to enter into an agreement with TSA.

3. If Applicable/Known:

- (a) Contract Type (e.g. Professional Services, Construction Agreement, etc): NA
- (b) Source Selection: NA
- (c) Bids/Proposals Due: NA
- (d) Invitations Issued: NA
- (e) Number of Bids: NA
- (f) Proposals Received: NA
- (g) Bidders/Proponents: NA
- (h) Term of Contract: NA

4. Fund Account Center (Ex. Name and number): NA

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant* NA

6. Fiscal Impact: NA

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: NA

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

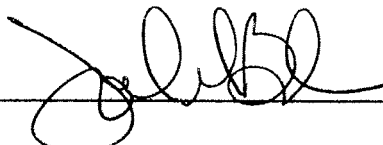
This Legislative Request Form Was Prepared By: Wilmond Meadows, (404) 449-2682

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: LUZ BORRERO

Commissioner Signature _____



Originating Department: Fire and Rescue **Contact (name)** Wilmond Meadows

Committee(s) of Purview: Transportation Committee

Committee Deadline: _____

Committee Meeting Date(s): 2/10/10 **Full Council Date:** 2/15/10

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AND EXECUTE A AGREEMENT WITH THE TRANSPORTATION SECURITY ADMINISTRATION FOR THE AIRPORT FIRE DIVISION TO RESPOND TO HAZARDOUS MATERIALS EMERGENCIES AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT AND FOR OTHER PURPOSES.

BACKGROUND/PURPOSE/DISCUSSION:

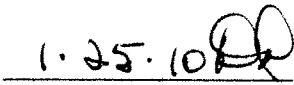
The Transportation Security Administration (TSA) operates out of the Hartsfield-Jackson Atlanta International Airport (HJAIA) and generates large quantities of hazardous material waste. The Code of Federal Regulations, Chapter 40, Part 265.37 requires TSA to attempt to enter into a agreement designated primary emergency authority. The City of Atlanta's Airport Fire Division are capable of handling Level 1 hazardous material emergencies and the Aviation General Manager has determined that it is in the best interest of HJAIA to enter into an agreement with TSA.

FINANCIAL IMPACT (if any): None

Mayor's Staff Only

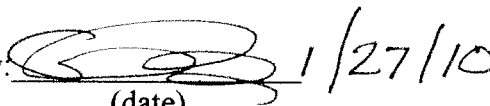
Received by Mayor's Office: _____

(date)



Reviewed by: _____

(date)



Submitted to Council: _____

(date)